



ఆంధ్రప్రదేశ్ రాజపత్రము
THE ANDHRA PRADESH GAZETTE
PUBLISHED BY AUTHORITY

W.No.43

AMARAVATI, TUESDAY, NOVEMBER 1, 2022

G.1045

PART II - MISCELLANEOUS NOTIFICATIONS OF INTEREST TO THE PUBLIC

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NOTIFICATIONS BY HEADS OF DEPARTMENTS Etc.,

**CHIEF EXECUTIVE OFFICER,
A. P. STATE WAQF BOARD,
4th FLOOR, IMDADAGHAR, Opp: KALESWARAO MARKET, VIJAYAWADA.**

F.No.03 / KNL / M / 2019.

Date: 28-09-2022.

NANDYAL DISTRICT (ERSTWHILE KURNOOL DISTRICT) - MOSQUE SUNNI AND ITS ATTACHED PROPERTIES ARE SITUATED AT NANDIKOTKUR VILLAGE AND MANDAL - Sri MULLA ABDUL RAHMAN, S/o. M. ALLAUDDIN APPOINTED AS MUTAWALLI U/Sec.63 OF THE WAQF ACT, 1995 FOR A PERIOD OF TWO (2) YEARS.

- Read :**
1. Joint representation of Sri Abdul Rahman and Sri Chand Bash R/o. Nandikotkur Village and Town, dated. 01-04-2019.
 2. This office Memo of even No. dated: 07-08-2019.
 3. Report of the I.A.Waqf, Kurnool District vide Lr.No.02/KNL/Nandikotkur/ Mosque/2019, dated.17-12-2020.
 4. Representation of Sri Chand Basha resident of Nandikotkur Town, dated. 19-07-2021
 5. This office paper notification of even No., dated.11-08-2021.
 6. Report of the I.A.Waqfs, Kurnool District, vide Lr. No.38/KNL/JM/ NKR/2021, dated.13-09-2021 along with notification publication in Andhra Jyothi news paper dt:17-08-2021.
 7. Board's Resolution No.367 of 2022, dated:24-08-2022.
 8. Orders of the Hon'ble Chairperson, APSWB, dated.22-09-2022.

ORDER:

The Waqf institution namely Mosque Sunni situated at Nandikotkur Village & Mandal, Kurnool District is having attached property Sy.No. 126 to an extent of Ac.10.60 cents, Sy. No.132 to an extent of Ac. 07.95 cents, Sy. No.771 to an extent of Ac.12.60 cents and Sy. No.840 to an extent of Ac.40.55 cents total Ac.71.70 cts are notified Waqf and got Published in A.P. Gazette No.43-A, Part-II, Dated: 24-10-1963 at Serial No.3266 in page Nos.50 & 51 under the Towliath of 1).Mulla Hussain Sahib and 2). Abdul Munna. The Rule of Succession to the office of the Mutawalli specified as hereditary.

In the reference 1st read above, a joint representation was received from Sri Abdul Rahman and Sri Chand Basha residents of Nandikotkur Town with a request to appointment them as Mutawallis of the Mosque Sunni situated at Nandikotkur Town.

In the ref. 2nd read above, this office has issued a Memo to Inspector Auditor Waqf, Kurnool District for calling detailed report along with relevant document in the subject matter.

Accordingly, the I.A. Waqf, Kurnool District has submitted his reported vide ref. 3rd read above, that the applicant of Sri Molla Abdul Rahman, S/o Molla Allaiddin is the grandson of late notified Muthawalli Mulla Hussain Sahib. The subject Masjid is well maintaining by the legal heirs of the notified Muthawallis and paying Waqf Fund to Board and send the documents of i.e. Death certificate of Molla Allaiddin, S/o Molla Hussain Sahib, Family members certificate of Molla Allaiddin, S/o Molla Hussain Sahib, Death certificate of Molla Mahammed Makthum, S/o Molla Allaiddin, Family members certificate of Molla Mahammed Makthum, S/o Molla Allaiddin, Death certificate of Nabi Saheb, S/o Molla Allaiddin and Family members certificate of Nabi Saheb, S/o Molla Allaiddin.

In the ref.4th read above, Sri.Chand Basha who is one of the joint petitioner dated 01-04-2019 has submitted an affidavit on 19-07-2021 duly notarized that withdrawing his application dated.01-04-2019 for appointment of Mutawalli and submitted no objection in favour of Sri Abdul Rahman, S/o. M. Allaiddin for appointment as Mutawalli to the subject Waqf institution.

As a further course of action, a notification dated.11-08-2021 was issued for calling claims and objections, if any for appointment of Sri.Mulla Abdul Rahman, S/o. M.Allaiddin as Mutawalli U/sec. 63 of Waqf Act, 1995 to the subject institution and its attached properties within a period of (15) days from the date of Publication of this Notification with documentary evidence vide ref. 5th read above.

In the ref. 6th read above the Inspector Auditor Waqfs, Kurnool District, has reported that the afore said notification was published in Andhra Jyothi Telugu daily District edition of Kurnool on 17-08-2021 and no claims & objections were received against the said notification within period of stipulated time from the date of Publication of the notification.

The subject matter was placed before the Board and the Board has passed resolution No.367 of 2022, dated.24-08-2022 vide ref.7th read above to appoint Sri.Mulla Abdul Rahman, S/o. M.Allauddin as Mutawalli U/sec.63 of Waqf Act, 1995 for a period of two (2) years to Mosque Sunni and its attached properties situated at Nandikotkur (V & M), Nandyal District.

Accordingly, Sri.Mulla Abdul Rahman, S/o. M.Allauddin is hereby appointed as Mutawalli to Mosque Sunni and its attached properties situated at Nandikotkur (V & M), Nandyal District U/sec.63 of Waqf Act,1995 for a period of two (2) years for managing the affairs of the subject Waqf Institution by following Waqf Act,1995 and Waqf Rules.

The Mutawalli should discharge his legitimate duties strictly as determined in Section 50 of Waqf Act, 1995 read with Rule 20 of A.P. Waqf Rules, 2000 and should follow the instructions issued by the Board from time to time they should submit the Accounts U/sec.46 of Waqf Act, 1995 and Budget U/sec.44 of Waqf Act, 1995 and pay Waqf fund duly following the provisions laid down U/sec.72 & 77 of Waqf Act, 1995 properly, failing which action will be taken against him U/Sec. 61 and 64 of the Waqf Act, 1995 as the duties mentioned below.

- a) To implement the orders issued by the Board from time to time.
- b) To carry out the directions of the Board
- c) To allow inspection of the Inspector Auditor, Waqfs regarding property, accounts, records, deeds and documents relating thereof.
- d) To discharge all public duties.
- e) To do any other Act which he is Lawfully required to do so or under this Act.
- f) He shall render proper and correct accounts of the Institution and its attached properties and shall not suppress any facts.
- g) That the Mutawalli is restricted to grant lease of Waqf property exceeding one year.
- h) The Mutawalli should follow the Norms fixed in Section 56 of the Waqf Act, 1995 while granting Lease of any agricultural lands. He should follow Lease Rules, 2014 to put open auction through A.P. State Waqf Board.
- i) He will not entitled to expend the Monies of Waqf exceeding @ 10% of the Net annual Income.

As per Sec.101(2) of Waqf Act, 1995, "Every Mutawalli of a Waqf, every member of managing committee whether constituted by the Board or under any deed of Waqf, every Executive Officer and every person holding any office in a Waqf shall also be deemed to be a public servant within the meaning of Sec.21 of the Indian Penal Code". As such, for the illegal acts if any, every member of the committee will be liable for penal action. The Mutawalli shall also noted that Sec.3(ee) defined encroacher, Sec. 52-A explain rigorous punishment up to (2) years and Sec.61 speaks penalty and punishment up to (6) months for the lapses / charges shown therein, hence should act carefully diligently and maintain accounts scrupulously

The APSWB reserves its right to modify / cancel / alter / with hold the order at any time without assigning any reasons thereof.

L. ABDUL KHADIR,
Chief Executive Officer,
A.P. State Waqf Board, Vijayawada.

To
Sri.Mulla Abdul Rahman, S/o. M.Allauddin,
Mutawalli of Mosque Sunni,
Nandikotkur (V & M), Nandyal District.

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